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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
THE NORTHERN ASSURANCE COMPANY
OF AMERICA and AMERICAN HOME
ASSURANCE COMPANY,

08 CV 3289 (CSH) (AJP)

Plaintiffs,

Electronically Filed

- against -

LAFARGE NORTH AMERICA, INC. and
AMERICAN STEAMSHIP OWNERS MUTUAL
PROTECTION AND INDEMNITY
ASSOCIATION, INC.

Defendants.
-----X

NOTICE OF CROSS-MOTION FOR SUMMARY JUDGMENT

PLEASE TAKE NOTICE that, upon the attached Affidavit of John A.V. Nicoletti and the exhibits thereto, upon the pleadings herein and upon the accompanying Memorandum of Law, Plaintiffs The Northern Assurance Company of America and American Home Assurance Company, by and through their undersigned attorneys, will move this Court, Charles S. Haight, U.S.D.J., United States District Court, 500 Pearl Street, Courtroom 17C, New York, New York 10007, on the 28th day of July 2008 at 9:30 a.m., or as soon thereafter as counsel may be heard,

for an order, pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting summary judgment.

PLEASE TAKE FURTHER NOTICE that pursuant to Rules 5 and 6 of the Federal Rules of Civil Procedure and Rule 6.1 of the Local Civil Rules of the Southern District of New York, answering papers, if any, are required to be served upon the undersigned no later than July 17, 2008.

Dated: July 2, 2008
New York, New York

NICOLETTI HORNIG & SWEENEY
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The Northern Assurance Company of America
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By: 

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